



Patent Application No. 09/989,980
Docket No. T8907

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Tracy Gibbs
SERIAL NO.: 09/989,980
FILED: 11/20/2001
FOR: NUTRIENT ABSORPTION
ENHANCING COMPOSITIONS
AND METHODS
ART UNIT: 1646
EXAMINER:
DOCKET NO.: T8907

**CERTIFICATE OF DEPOSIT
UNDER 37 C.F.R. 1.8**

I hereby certify that this paper or fee
is being deposited with the United States
Postal Service under 37 C.F.R. § 1.8 on
the date indicated above and is addressed
to: Box Missing Parts, Assistant
Commissioner for Patents, Washington,
DC 20231.

Vanessa Montague
Signature
Dated Feb 4, 2002

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF
PATENT APPLICATION Filing Date Granted**

Assistant Commissioner for Patents
Box Missing Parts
Washington, D.C. 20231

Sir:

In response to the Notice to File Missing Parts of Application mailed December 5, 2001,
enclosed herewith find the following items for filing in the United States Patent and Trademark
Office in connection with the above-identified patent application:

- X An Assignment from the inventors to **Health Education Corporation**;
- X Applicant claims Small Entity Status under 37 C.F.R. 1.9;
- X A copy of the Notice to File Missing Parts of Application Filing Date Granted;
- X Inventor Declaration and Petition;
- X Power of Attorney;

BEST AVAILABLE COPY

X Prior Art Statement, Form PTO-1449, and copies of cited prior art;

X Check in the amount of **\$862.00** to cover the filing fee for the above-identified application, the recordation fee for the enclosed patent assignment, and the surcharge fee pursuant to 37 C.F.R. § 1.16(e). These fees have been calculated as follows:

			SMALL ENTITY		OTHER THAN A SMALL ENTITY	
FOR	NO. FILED	NO. EXTRA	RATE	FEE	RATE	FEE
BASIC FEE				\$370		\$740
TOT. CLAIMS	63-20 =	43	x 9 =	\$387	x 18 =	\$
IND. CLAIMS	-03 =		x 42 =		x 84 =	\$
MULTIPLE DEPENDENT CLAIMS PRESENTED			\$280		\$280	
ASSIGNMENT FILING FEE			\$ 40	\$40	\$ 40	
SURCHARGE FEE				\$65		
			TOTAL	\$862	TOTAL	

The Commissioner is hereby authorized to charge any additional fees associated with this communication or to credit any overpayment to Deposit Account No. 20-0100. Please address all future correspondence in connection with this case to the attention of the undersigned.

DATED this 4th day of February, 2002.

Respectfully submitted,

M. Wayne Western

M. Wayne Western
Attorney for Applicant
Registration No. 22,788

THORPE NORTH & WESTERN, L.L.P.
P.O. Box 1219
Sandy, Utah 84091-1219
Telephone (801) 566-6633

700
MWW/DWO/vm
Enclosures

[H:\FILES\T8000\T8907\missing parts response.wpd]

BEST AVAILABLE COPY

Section
Page 1 of 1
#4

RECEIVED
MIM DEC 10 2001

Thorpe, North & West



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

O I P E S
FEB 15 2002
PATENT & TRADEMARK OFFICE

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/989,980	11/20/2001	Tracy Gibbs	T8907

CONFIRMATION NO. 1721

FORMALITIES LETTER



THORPE NORTH WESTERN
8180 SOUTH 700 EAST, SUITE 200
P.O. BOX 1219
SANDY, UT 84070

Date Mailed: 12/05/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$774.
 - \$774 for 43 total claims over 20.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 1644.

02/22/2002 AOSMAN1 00000045 09989980

01 FC:201	370.00 OP
02 FC:203	387.00 OP
03 FC:205	65.00 OP

A copy of this notice **MUST** be returned with the reply.

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

BEST AVAILABLE COPY